

RESOLUTION NO. 7881

CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE, CALIFORNIA, APPROVING THE SUBMITTAL OF A GRANT APPLICATION BY THE TRUST FOR PUBLIC LAND TO THE CALIFORNIA DEPARTMENT OF PARKS AND RECREATION FOR STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION GRANT PROGRAM FUNDS FOR THE CONSTRUCTION OF THE URBAN ORCHARD DEMONSTRATION PROJECT AND CITY AGREEING TO ACCEPT THIS PROJECT AND CONTRACT OBLIGATIONS UPON COMPLETION

WHEREAS, the Trust for Public Land ("Applicant") and the City of South Gate ("City") are developing a 30-acre recreational park known as the Urban Orchard Demonstration Project ("Project"); and

WHEREAS, Applicant intends to apply for State grant funding from California's Statewide Park Development and Community Revitalization Grant Program ("Program") for the construction of the Project; and

WHEREAS, the California Department of Parks and Recreation ("DPR") has been delegated the responsibility by the Legislature of the State of California for the administration of the Program, setting up necessary procedures governing grant applications; and

WHEREAS, if successful in obtaining the grant, Applicant will enter into a contract with the State of California ("Contract") to complete the Project; and

WHEREAS, this grant application is for a "Turn-Key Project", because the Applicant will complete the Project with the intent to transfer the Project and Contract obligations to the City for long term maintenance and operations once the Project is complete; and

WHEREAS, City will accept the Project and Contract obligations from the Applicant upon successful completion of the Project and the State's approval of the transfer of the Project and Contract to the City, should the grant be awarded; and

WHEREAS, if the grant is awarded, the term of the Contract will be 30 years from the completion of the Project, and Applicant (prior to the transfer) and the City (following the transfer) will be required to comply with the Contract provisions through that entire 30-year period; and

WHEREAS, because Applicant intends to transfer the Project and the Contract to the City upon completion of the Project, the DPR's Program procedures require the City to certify by resolution the approval of Applicant's submission of the grant application to the State and certain matters pertaining to the Contract; and

WHEREAS, no matching funds are required by the City or other fiscal impact from the City;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council hereby approves the Applicant's submittal of an application for grant funding under the Program for the construction of the Project.

SECTION 2. The City Council hereby confirms that it intends to accept the Project and Contract obligations from Applicant upon successful completion of the Project and the State's approval of the transfer, should the grant be awarded.

SECTION 3. If the grant is awarded, the City shall direct Applicant to comply with the Contract provisions through Project completion for 30 years, or until the DPR approves the transfer of the Contract obligations to the City, whichever is earlier.

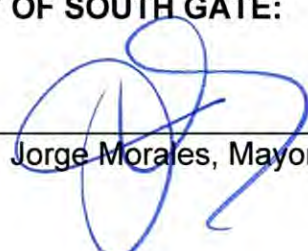
SECTION 4. If the Contract is assigned from Applicant to the City prior to the expiration of the Contract's 30-year term, the City shall thereafter comply with the Contract provisions until the end of that term.

SECTION 5. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

[Remainder of page left blank intentionally]

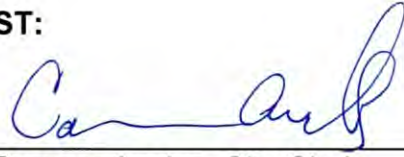
PASSED, APPROVED and ADOPTED this 27th day of August 2019.

CITY OF SOUTH GATE:

By: 

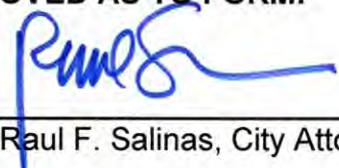
Jorge Morales, Mayor

ATTEST:

By: 

Carmen Avalos, City Clerk
(SEAL)

APPROVED AS TO FORM:

By: 

Raul F. Salinas, City Attorney

RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)

COUNTY OF LOS ANGELES) SS

CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7881 was adopted by the City Council at their Regular Meeting held on August 27, 2019, by the following vote:


Ayes: Council Members: Morales, Diaz, Bernal, Davila and Rios

Noes: Council Members: None

Absent: Council Members: None

Abstain: Council Members: None

Witness my hand and the seal of said City on August 28, 2019.



Carmen Avalos, City Clerk
City of South Gate, California